IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.28286 of 2008
RAGHUNI PRASAD YADAV @
RAGHU NANDAN YADAV Vrs. THE STATE OF BIHAR
****

/2/ **11.08.2008** Heard the counsel for the petitioner and the State.

2. Petitioner, Raghuni Prasad Yadav @ Raghu Nandan Yadav, is posted as Asistant in B.N.Mandal University, Madhepura. First information report has been instituted against the petitioner for offence under Sections 419, 420, 467 and 34 of the Indian Penal Code alleging that he has issued a provisional certificate in favour of Badiuzaman showing him pass in second division in B.Sc. (Honours) for examination year 1995-1996, in spite of the fact the resolution has been taken not to issue such certificate on the basis of fresh laws. Counsel for the petitioner submits that the decision of the Examination Committee vide it's meeting, dated 25.05.2007 regarding non-issuance of provisional certificate on the basis of grace mark was not circulated. The provisional certificate was issued on the basis of the notification, dated 08.11.2004, relating to the decision of the Examination Committee under the direction of the Vice Chancellor of the University.

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3. Considering the facts, the prayer for anticipatory bail on behalf of the petitioner, is **allowed**. He is directed to be released on anticipatory bail, in case of his surrender before the Court concerned within four weeks from today, on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Madhepura P.S. Case No. 81 of 2008 (G.R. Case No. 283 of 2008) to the satisfaction of the Chief Judicial Magistrate, Madhepura, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Mridula Mishra, J.)

S.A.

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